

SOUTH CAROLINA PUBLIC SERVICE COMMISSION

STANDING HEARING OFFICER DIRECTIVE

DOCKET NO. 2015-197-T ORDER NO. 2015-41-H

JUNE 30, 2015

Standing Hearing Officer: David Butler

DOCKET DESCRIPTION:

Application of Move Buddies LLC for a Class E (Household Goods) Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier

MATTERS UNDER CONSIDERATION:

- 1) Request that Commission accept affidavits of agents of the South Carolina Newspaper Network in lieu of an affidavit of publication, in satisfaction of the requirements of 10 S.C. Code Ann. Regs. 103-132;**
- 2) Request for an extension *nunc pro tunc* of the deadline to publish the Notice of Filing in area newspapers.**

STANDING HEARING OFFICER'S ACTION:

Requests granted. First, Move Buddies LLC ("Move Buddies" or "the Company") requests that the Commission accept affidavits of agents of the South Carolina Newspaper Network ("SCNN") showing that the Notice of Filing in this matter had been published in newspapers of general coverage, in lieu of affidavits of publication from the newspapers themselves. Essentially, the agents verified by sworn affidavits that the Notice of Filing was published in various newspapers, and enclosed tear sheets showing the publication from various newspapers in South Carolina. Clearly, in this factual situation and in this case, the agents' affidavits showed that the Notice of Filing had been published in newspapers of general coverage in the affected territory, which, in this case was the entire State. Therefore, the purpose of 10 S.C. Code Ann. Regs. 103-132 was served by the filing of the SCNN's agents' affidavits, instead of affidavits of publication from the newspapers themselves. Accordingly, the first request is granted, and the affidavits of the SCNN agents will be accepted in lieu of actual affidavits of publication from the respective newspapers in this case and in this factual situation as requested.

Second, Move Buddies requests an extension *nunc pro tunc* of the deadline to publish the Notice of Filing in area newspapers. The Commission's Notice required the Notice of Filing to be published no later than June 15, 2015. As shown in the various tear sheets furnished by SCNN, the Notice was published during the week of June 15, 2015, but with dates varying from June 16th through June 20th. Although the Notice publication was late, the publication dates in this case were close enough to the original publication date so as not to prejudice potential intervenors, who still have up to and including July 3, 2015 to intervene if desired. Accordingly, the extension of the deadline to publish the Notice of Filing in area newspapers is granted *nunc pro tunc* in this case, and in this factual situation as requested.